

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

UNITED STATES OF AMERICA	)	CASE NO. 18 CR 183
	)	
Plaintiff,	)	JUDGE GAUGHAN
	)	
JOSHUA GILCHRIST	)	TRIAL BRIEF
Defendant	)	

Now comes the defendant, JOSHUA GILCHRIST, by and through his attorney,  
James McDonnell, and submits the following trial brief.

**STATEMENT OF FACTS**

If this case proceeds to trial, the Defendant will present evidence that a toy gun  
was used in the offense and not a real gun. Furthermore the defendant , through  
his own testimony, will introduce evidence that he previously robbed a bank in  
Oklahoma, that a toy gun was used in that case and a toy gun was retrieved from  
his car a short time after the Oklahoma robbery.

There are no stipulations at this time.

Defense counsel has discussed and reviewed the proposed jury instructions and  
proposed voir dire questions with the AUSA and has no objection to the  
instructions and stipulations submitted to the court.

Defense counsel has no exhits.

Defense may call Aaron O'Brien as a defense witness.

Respectfully Submitted,

s/ James J. McDonnell  
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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Trial Brief will be sent to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

s/ James J. McDonnell  
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Attorney for Defendant